



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/826,888	04/16/2004	Sitaram Dontu	CIS0216US	1421

33031 7590 02/20/2008
CAMPBELL STEPHENSON LLP
11401 CENTURY OAKS TERRACE
BLDG. H, SUITE 250
AUSTIN, TX 78758

EXAMINER

REDDIVALAM, SRINIVASA R

ART UNIT	PAPER NUMBER
----------	--------------

2619

MAIL DATE	DELIVERY MODE
-----------	---------------

02/20/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/826,888

Applicant(s)

DONTU ET AL.

Examiner

SRINIVASA R. REDDIVALAM

Art Unit

2619

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-70 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-70 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>See Continuation Sheet</u> | 6) <input type="checkbox"/> Other: _____ |

Continuation of Attachment(s) 3). Information Disclosure Statement(s) (PTO/SB/08), Paper No(s)/Mail Date :03/14/2005, 10/06/2005 and 10/11/2005.

DETAILED ACTION

Claim Rejections - 35 USC § 101

1. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims 57-70 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

For claims **57-70**, the claims are directed to a computer program pre se, which is non-statutory subject matter. The claims recite a computer readable medium comprising program instructions executable, the claims do not recite "a computer readable medium" embodied with a, encoded with a, or storing a "computer program" and without this, the functionality of the claims can not be carried out.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-5, 34, 36, 43-47, and 57-61 are rejected under 35 U.S.C. 102(b) as being anticipated by Gleeson et al. (US Patent No: 5,959,989).

Regarding claim 1, Gleeson et al. teach a method comprising:

receiving a packet, the packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND); and sending a

copy of the packet to a virtual network device sub-unit via a virtual network device link (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designation is mentioned).

Regarding claim 2, Gleeson et al. teach the method wherein the sending comprises: sending at most one copy of the packet via the virtual network device link (see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

Regarding claim 3, Gleeson et al. teach the method further comprising: receiving a second packet via the virtual network device link, the second packet comprising a second multicast destination address (see col.15, lines 15-23); and replicating the second packet for each of a plurality of outgoing VLANs (Virtual Local Area Networks) associated with the second multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID is mentioned).

Regarding claims 4 and 5, Gleeson et al. teach the method further comprising: sending at least one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case) and sending at least one copy of the second packet to each line card that includes an interface associated with an incoming VLAN, wherein the second packet is being conveyed in the incoming VLAN (see Fig.2A and col.15, lines 37-39

Art Unit: 2619

wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is incoming in this case).

Regarding claim 34, Gleeson et al. teach a system comprising: an interface to a virtual network device link, wherein the interface is configured to receive a packet (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND); and a distributed forwarding module coupled to the interface, wherein the distributed forwarding module is configured to forward the packet (see col.13, lines 39-48 wherein distribution of multicast message by multicast controller of MND to VLAN designations is mentioned).

Regarding claim 36, Gleeson et al. teach the system wherein the packet includes a multicast destination address (see col.15, lines 15-23), and the distributed forwarding module is configured to replicate the packet for each of a plurality of outgoing VLANs associated with the multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID by multicast controller at MND is mentioned).

Regarding claim 43, Gleeson et al. teach a system comprising: means for receiving a packet, the packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND); and means for sending a copy of the packet to a virtual network device sub-unit via a virtual network device link (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designations is mentioned).

Art Unit: 2619

Regarding claim 44, Gleeson et al. teach the system, wherein sending the copy of the packet to the virtual network device sub-unit comprises: sending at most one copy of the packet via the virtual network device link (see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

Regarding claim 45, Gleeson et al. teach the system further comprising: means for receiving a second packet via the virtual network device link, the second packet comprising a second multicast destination address (see col.15, lines 15-23); and means for replicating the second packet for each of a plurality of outgoing VLANs (Virtual Local Area Networks) associated with the second multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID is mentioned).

Regarding claims 46 and 47, Gleeson et al. teach the system further comprising: means for sending at least one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case) and means for sending at least one copy of the second packet to each line card that includes an interface associated with an incoming VLAN, wherein the second packet is being conveyed in the incoming VLAN (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its

Art Unit: 2619

single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is incoming in this case).

Regarding claim 57, Gleeson et al. teach a computer readable medium comprising program instructions executable to (see col.9, lines 50-55): detect reception of a packet, the packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND); and send a copy of the packet to a virtual network device sub-unit via a virtual network device link (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designations is mentioned).

Regarding claim 58, Gleeson et al. teach the computer readable medium of claim 57, wherein sending the copy of the packet to the virtual network device sub-unit comprises: sending at most one copy of the packet via the virtual network device link (see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

Regarding claim 59, Gleeson et al. teach the computer readable medium of claim 58, wherein the program instructions are further executable to: detect reception of a second packet via the virtual network device link, the second packet comprising a second multicast destination address (see col.15, lines 15-23); and replicate the second packet for each of a plurality of outgoing VLANs (Virtual Local Area Networks) associated with the second multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID is mentioned).

Art Unit: 2619

Regarding claims 60 and 61, Gleeson et al. teach the computer readable medium of claim 59, wherein the program instructions are further executable to: send at least one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case) and send at least one copy of the second packet to each line card that includes an interface associated with an incoming VLAN, wherein the second packet is being conveyed in the incoming VLAN (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is incoming in this case).

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 13-17, 50-54, and 64-68 are rejected under 35 U.S.C. 102(e) as being anticipated by Kalkunte et al. (US Pub. No: 2003/0198231 A1).

Regarding claim 13, Kalkunte et al. teach a method, comprising: receiving a packet via a virtual network device link, the packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); and performing an egress lookup for the packet in response to the receiving the packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Regarding claim 14, Kalkunte et al. teach the method wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier (see page 3, para [0037], lines 1-6 wherein the receipt of header associated with the packet and the destination module id information in the header are mentioned).

Regarding claim 15, Kalkunte et al. teach the method further comprising: sending the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the fabric is mentioned which is equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Regarding claim 16, Kalkunte et al. teach the method further comprising: if a primary entry corresponding to the unicast destination address is found during the

egress lookup: sending the packet from an interface identified by the primary entry (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 17, Kalkunte et al. teach the method further comprising: sending a notification via the virtual network device link if the destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, wherein the notification identifies the unicast destination address as corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown (Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

Regarding claim 50, Kalkunte et al. teach a system comprising: means for receiving a packet via a virtual network device link, the packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); and means for performing an egress lookup for the packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Regarding claim 51, Kalkunte et al. teach the system wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier obtained by performing an ingress lookup for the packet (see page 3, para [0037], lines 1-6 wherein the receipt of frame/packet with the header by fabric ingress and the destination module id information in the header are mentioned).

Regarding claim 52, Kalkunte et al. teach the system further comprising: means for sending the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the fabric is mentioned which is equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Regarding claim 53, Kalkunte et al. teach the system further comprising: means for sending the packet from an interface identified by a primary entry, if the primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 54, Kalkunte et al. teach the system further comprising: means for sending a notification via the virtual network device link if the destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, wherein the notification identifies the unicast destination address as corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown (Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

Regarding claim 64, Kalkunte et al. teach a computer readable medium comprising program instructions executable to (see page 2, para [0032]): detect reception of a packet via a virtual network device link, the packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); and perform an egress lookup for the packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Regarding claim 65, Kalkunte et al. teach the computer readable medium wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier (see page 3, para [0037], lines 1-6 wherein the receipt of header associated with the packet and the destination module id information in the header are mentioned).

Regarding claim 66, Kalkunte et al. teach the computer readable medium wherein the program instructions are further executable to send the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the fabric is mentioned which is equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Regarding claim 67, Kalkunte et al. teach the computer readable medium wherein the program instructions are further executable to send the packet from an interface identified by a primary entry, if the primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 68, Kalkunte et al. teach the computer readable medium wherein the program instructions are further executable to send a notification via the virtual network device link if the destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, wherein the notification identifies the unicast destination address as corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown

(Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

Claim Rejections - 35 USC § 103

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

7. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

8. Claims 6-7, 48, and 62 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gleeson et al. (US Patent No: 5,959,989) in view of Ellis et al. (US Pub. No: 2002/0126671 A1).

Regarding claim 6, Gleeson et al. do not teach specifically the method further comprising: sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the method comprising sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Gleeson et al. to include sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

Regarding claim 7, Gleeson et al. do not teach specifically the method further comprising: not sending any copy of the second packet via an uplink interface coupled to a virtual network device bundle.

However, Ellis et al. teach the method comprising not sending any copy of the second packet via an uplink interface coupled to a virtual network device bundle (see Fig.8 and page 10, para [0109] wherein sending of multicast packet by fabric 811 to ports on LC 806 which is equivalent to sending to downlink interface ports and not sending multicast packet by fabric 811 to ports of LCs 802-804 which is equivalent to uplink interface coupled to a virtual network device bundle are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Gleeson et al. to include not sending any copy of the second packet via an uplink interface coupled to a virtual network device bundle disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

Regarding claim 48, Gleeson et al. do not teach specifically the system further comprising: means for sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the system comprising means for sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al. to include means for sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

Regarding claim 62, Gleeson et al. do not teach specifically the computer readable medium, wherein the program instructions are further executable to: send at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the computer readable medium, wherein the program instructions are further executable to send at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the computer readable medium of Gleeson et al., wherein the program instructions are further executable to send at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

9. Claims 8-12, 40-42, 49, and 63 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gleeson et al. (US Patent No: 5,959,989) in view of Kalkunte et al. (US Pub No: 2003/0198231 A1).

Regarding claim 8, Gleeson et al. do not teach specifically the method further comprising: receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address; and performing an egress lookup for the third packet in response to the receiving the third packet.

However, Kalkunte et al. teach the method comprising: receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); and performing an egress lookup for the third packet in response to the receiving the third packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Gleeson et al. to include receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address and performing an egress lookup for the third packet in response to the receiving the third packet disclosed by Kalkunte et al. to support unicast transmission of packet along with multicast transmission in the network.

Regarding claim 9, Kalkunte et al. further teach the method wherein a header associated with the third packet is also received via the virtual network device link, the

Art Unit: 2619

header comprises a destination identifier (see page 3, para [0037], lines 1-6 wherein the receipt of header associated with the packet and the destination module id information in the header are mentioned).

Regarding claim 10, Kalkunte et al. further teach the method further comprising: sending the third packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the fabric is mentioned which is equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Regarding claim 11, Kalkunte et al. further teach the method further comprising: if a primary entry corresponding to the unicast destination address is found during the egress lookup: sending the third packet from an interface identified by the primary entry (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 12, Kalkunte et al. further teach the method further comprising: sending a notification via the virtual network device link if the destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, wherein the notification identifies the unicast destination address as

corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown (Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

Regarding claim 40, Gleeson et al. do not teach specifically the system, wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier, and the packet comprises the unicast destination address, and the distributed forwarding module is configured to send the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup.

However, Kalkunte et al. teach the system, wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier (see page 3, para[0037], lines 1-6 wherein the receipt of header associated with the packet and the destination module id information in the header are mentioned), and the packet comprises the unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned), and the distributed forwarding module is configured to send the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the

fabric is mentioned which is equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al. to include the receipt of a packet along with the header via the virtual network device link, the header comprises a destination identifier, and the packet comprises the unicast destination address, and the distributed forwarding module is configured to send the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup disclosed by Kalkunte et al. to support unicast transmission of packet along with multicast transmission and for proper load balancing of traffic in the network.

Regarding claim 41, Kalkunte et al. further teach the system further comprising: a second interface, wherein the distributed forwarding module is configured to send the packet from the second interface if a primary entry corresponding to the unicast destination address is found during the egress lookup and if the primary entry identifies the second interface (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 42, Kalkunte et al. further teach the system wherein the distributed forwarding module is configured to send a notification via the virtual network device link if a destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, and the notification identifies the unicast destination address as corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown (Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

Regarding claim 49, Gleeson et al. do not teach specifically the system further comprising: means for receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address; and means for performing an egress lookup for the third packet in response to receiving the third packet.

However, Kalkunte et al. teach the system comprising: means for receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); and means for performing an egress lookup for the third packet in response to receiving the third packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al. to include means for receiving a third packet via the virtual network device link, the third packet comprising a unicast destination address and means for performing an egress lookup for the third packet in response to receiving the third packet disclosed by Kalkunte et al. to support unicast transmission of packet along with multicast transmission in the network.

Regarding claim 63, Gleeson et al. do not teach specifically the computer readable medium, wherein the program instructions are further executable to: detect reception of a third packet via the virtual network device link, the third packet comprising a unicast destination address; and perform an egress lookup for the third packet in response to the receiving the third packet.

However, Kalkunte et al. teach the computer readable medium, wherein the program instructions are further executable to detect reception of a third packet via the virtual network device link, the third packet comprising a unicast destination address (see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned) and perform an egress lookup for the third packet in response to the receiving the third packet (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header and forwarding of packet to the egress port are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the computer readable medium of Gleeson et al. to modify the executable program instructions to detect reception of a third packet via the virtual network device link, the third packet comprising a unicast destination address and perform an egress lookup for the third packet in response to the receiving the third packet disclosed by Kalkunte et al. to support unicast transmission of packet along with multicast transmission in the network.

10. Claims 35, 37, and 39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gleeson et al. (US Patent No: 5,959,989) in view of Kalkunte et al. (US Pub No: 2003/0198231 A1) and further in view of Gallo et al. (US Patent No: 6,760,776 B1).

Regarding claim 35, Gleeson et al. do not teach specifically the system wherein the distributed forwarding module is configured to perform an egress lookup for the packet if the packet includes a unicast destination address.

However, Kalkunte et al. teach the system wherein the distributed forwarding module is configured to perform an egress lookup for the packet if the packet includes a unicast destination address (see page 3, para [0037], lines 1-6 wherein receipt of unicast packet by fabric ingress is mentioned and validity of egress port in the header of packet and forwarding of packet to the egress port are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al. to include the configuration of the distributed forwarding module to perform an egress lookup for the packet if the packet includes a unicast destination address disclosed by Kalkunte et al. to support unicast transmission of packet in the network.

Gleeson et al. and Kalkunte et al. do not teach specifically the system wherein the distributed forwarding module is configured to perform an ingress lookup for the packet if the packet includes a multicast destination address.

However, Gallo et al. teach the system wherein the distributed forwarding module is configured to perform an ingress lookup for the packet if the packet includes a multicast destination address (see col.3, lines 47-59).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al. and Kalkunte et al. to include the configuration of the distributed forwarding module to perform an ingress lookup for the packet if the packet includes a multicast destination address disclosed by Gallo et al. to support multicast transmission of packet along with unicast transmission in the network.

Regarding claim 37, Gleeson et al. further teach the system further comprising: one or more line cards, wherein the distributed forwarding module is configured to send

at least one copy of the packet to each of the one or more line cards that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case).

Regarding claim 39, Gleeson et al. further teach the system further comprising: a second interface configured to receive a second packet, wherein the second packet comprises a second multicast address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND), and the distributed forwarding module is configured to send at most one copy of the second packet via the virtual network device link (see col.13, lines 46-53 and see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

11. Claim 38 is rejected under 35 U.S.C. 103(a) as being unpatentable over Gleeson et al. (US Patent No: 5,959,989) in view of Kalkunte et al. (US Pub No: 2003/0198231 A1), further in view of Gallo et al. (US Patent No: 6,760,776 B1) and further in view of Ellis et al. (US Pub No: 2002/0126671 A1).

Regarding claim 38, Gleeson et al., Kalkunte et al. and Gallo et al. do not teach specifically the system further comprising: one or more line cards, wherein the distributed forwarding module is configured to send at most one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the system comprising one or more line cards, wherein the distributed forwarding module is configured to send at most one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Gleeson et al., Kalkunte et al. and Gallo et al. to include the configuration of the distributed forwarding module to send at most one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

12. Claims 18, 55, and 69 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Ellis et al. (US Pub No: 2002/0126671 A1).

Regarding claims 18, 55 and 69, Kalkunte et al. do not teach specifically the method/system/computer readable medium wherein the packet is only sent from the interface if the interface is not comprised in an uplink interface bundle.

However, Ellis et al. teach the method/system/computer readable medium wherein the packet is only sent from the interface if the interface is not comprised in an

uplink interface bundle (see Fig.8 and page 10, para [0109] wherein sending of multicast packet by fabric 811 to ports on LC 806 which is equivalent to sending to downlink interface ports and not sending multicast packet by fabric 811 to ports of LCs 802-804 which is equivalent to uplink interface bundle are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method/system/computer readable medium of Kalkunte et al. to include sending the packet from the interface if the interface is not comprised in an uplink interface bundle disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

13. Claims 19-22, 56, and 70 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gleeson et al. (US Patent No: 5,959,989).

Regarding claim 19, Kalkunte et al. do not teach specifically the method further comprising: receiving a second packet, the second packet comprising a multicast destination address; and sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device.

However, Gleeson et al. teach the method further comprising receiving a second packet, the second packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND) and sending at most

Art Unit: 2619

one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designation is mentioned and also see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al. to include the receipt of a second packet comprising a multicast destination address and sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device disclosed by Gleeson et al. for proper load balancing and optimum multicast transmission of packet in the network.

Regarding claim 20, Gleeson et al. further teach the method further comprising: receiving a third packet via the virtual network device link, the third packet comprising a second multicast destination address (see col.15, lines 15-23) and replicating the third packet for each of a plurality of outgoing VLANs (Virtual Local Area Networks) associated with the second multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID is mentioned).

Regarding claim 21, Gleeson et al. further teach the method further comprising: sending at least one copy of the third packet to each line card that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein

Art Unit: 2619

sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case).

Regarding claim 22, Gleeson et al. further teach the method further comprising: sending at least one copy of the third packet to each line card that includes an interface associated with an incoming VLAN, wherein the third packet is being conveyed in the incoming VLAN (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228 is mentioned and trunk 234 which is both incoming/outgoing trunk and is incoming in this case).

Regarding claim 56, Kalkunte et al. do not teach specifically the system further comprising: means for receiving a second packet, the second packet comprising a multicast destination address; and means for sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device.

However, Gleeson et al. teach the system further comprising means for receiving a second packet, the second packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND) and means for sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designation is mentioned and also see col.15, lines 6-12 wherein

Art Unit: 2619

sending of at most one copy of the message to VLAN segment of the network is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the system of Kalkunte et al. to include the means for receiving a second packet comprising a multicast destination address and means for sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device disclosed by Gleeson et al. for proper load balancing and optimum multicast transmission of packet in the network.

Regarding claim 70, Kalkunte et al. do not teach specifically the computer readable medium wherein the program instructions are further executable to detect reception of a second packet, the second packet comprising a multicast destination address; and send at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device.

However, Gleeson et al. teach the computer readable medium wherein the program instructions are further executable to detect reception of a second packet, the second packet comprising a multicast destination address (see col.13, line 20 wherein a receipt of multicast message is mentioned at MND) and send at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the

Art Unit: 2619

virtual network device sub-unit comprised in a virtual network device (see col.13, lines 39-48 wherein transmission of multicast message to VLAN designation is mentioned and also see col.15, lines 6-12 wherein sending of at most one copy of the message to VLAN segment of the network is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the computer readable medium of Kalkunte et al. to include detecting reception of a second packet comprising a multicast destination address and sending at most one copy of the second packet to a virtual network device sub-unit via a virtual network device link, the virtual network device sub-unit comprised in a virtual network device disclosed by Gleeson et al. for proper load balancing and optimum multicast transmission of packet in the network.

14. Claim 23 is rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gleeson et al. (US Patent No: 5,959,989) and further in view of Ellis et al. (US Pub. No: 2002/0126671 A1).

Regarding claim 23, Kalkunte et al. and Gleeson et al. do not teach specifically the method further comprising: sending at most one copy of the third packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the method further comprising sending at most one copy of the third packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each

replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al. and Gleeson et al. to include sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

15. Claims 24, and 30-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gallo et al. (US Patent No: 6,760,776 B1).

Regarding claim 24, Kalkunte et al. teach a method comprising: receiving a packet via a virtual network device link (see page 3, para [0037], lines 1-3 wherein receipt of a packet by fabric ingress is mentioned and also see page 2, para [0032], lines 6-9 wherein support of VLANs for unicast/broadcast by the fabric is mentioned); performing an egress lookup for the packet, wherein the egress lookup is performed for the packet if the packet includes a unicast destination address (see page 3, para[0037], lines 1-6 wherein validity of egress port in the header of unicast packet and forwarding of packet to the egress port are mentioned).

Kalkunte et al. do not teach specifically the method includes performing one of an ingress lookup for the received packet, wherein the ingress lookup is performed for the packet if the packet includes a multicast destination address.

However, Gallo et al. teach the method includes performing one of an ingress lookup for the received packet, wherein the ingress lookup is performed for the packet if the packet includes a multicast destination address (see col.3, lines 47-59).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al. to include performing one of an ingress lookup for the received packet, wherein the ingress lookup is performed for the packet if the packet includes a multicast destination address disclosed by Gallo et al. to support multicast transmission of packet along with unicast transmission in the network.

Regarding claim 30, Kalkunte et al. further teach the method wherein a header associated with the packet is also received via the virtual network device link, the header comprises a destination identifier (see page 3, para[0037], lines 1-6 wherein the receipt of header associated with the packet and the destination module id information in the header are mentioned), and the packet comprises the unicast destination address(see page 3, para [0037], lines 1-3 wherein receipt of unicast packet by fabric ingress is mentioned), and the method further comprises: sending the packet and the header to another line card if a non-primary entry corresponding to the unicast destination address is found during the egress lookup (see page 3, para [0037], lines 7-10 wherein more than one path to destination module in the fabric is mentioned which is

equivalent to having a non-primary entry corresponding to the unicast destination address and choosing another egress port based on the ingress port is mentioned).

Regarding claim 31, Kalkunte et al. further teach the method further comprising: if a primary entry corresponding to the unicast destination address is found during the egress lookup: sending the packet from an interface identified by the primary entry (see page 3, para [0037], lines 10-14 wherein direct connection of destination modules to the fabric is mentioned which is equivalent to having a primary entry corresponding to the unicast destination address and the selection of the fabric egress port for sending the packet based on the destination module id and independent of fabric ingress port is mentioned).

Regarding claim 32, Kalkunte et al. further teach the method further comprising: sending a notification via the virtual network device link if a destination identifier comprised in the header does not match a destination identifier comprised in the primary entry, wherein the notification identifies the unicast destination address as corresponding to the destination identifier comprised in the primary entry (see page 3, para [0041] wherein a packet with unknown (Domain Lookup Failure) unicast address is mentioned and in this event, the use of VLAN ID to indicate all the ports the packet is supposed to be delivered is mentioned).

16. Claims 25, 26, and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gallo et al. (US Patent No: 6,760,776 B1) and further in view of Gleeson et al. (US Patent No: 5,959,989).

Regarding claim 25, Kalkunte et al. and Gallo et al. do not teach specifically the method wherein the packet includes a multicast destination address, and the method further comprises: replicating the packet for each of a plurality of outgoing VLANs associated with the multicast destination address.

However, Gleeson et al. teach the method wherein the packet includes a multicast destination address (see col.15, lines 15-23), and the method further comprises: replicating the packet for each of a plurality of outgoing VLANs associated with the multicast destination address (see col.15, lines 26-28 wherein generation of one or more frames based on MVLAN ID is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al. and Gallo et al. to include replicating the packet that has multicast destination address for each of a plurality of outgoing VLANs associated with the multicast destination address disclosed by Gleeson et al. for optimum and faster transmission of multicast transmission of packets in the network.

Regarding claim 26, Gleeson et al. further teach the method further comprising: sending at least one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs (see Fig.2A and col.15, lines 37-39 wherein sending of the message onto its single port physical interface on trunk 234 by MND 228

is mentioned and trunk 234 which is both incoming/outgoing trunk and is outgoing in this case).

Regarding claim 28, Gleeson et al. further teach the method further comprising: not sending any copy of the packet via the virtual network device link (see col.14, lines 26-31 wherein not sending of the message on port five by device 221 is mentioned).

17. Claims 27 and 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gallo et al. (US Patent No: 6,760,776 B1), further in view of Gleeson et al. (US Patent No: 5,959,989) and further in view of Ellis et al. (US Pub. No: 2002/0126671 A1).

Regarding claim 27, Kalkunte et al., Gallo et al. and Gleeson et al. do not teach specifically the method further comprising: sending at most one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs.

However, Ellis et al. teach the method comprising sending at most one copy of the packet to each line card that includes an interface associated with one of the outgoing VLANs (see page 6, para [0076], lines 1-4 wherein sending each replicated packet according to destination into a VOQ which exists at each ingress/egress port of a fabric card is mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al., Gallo et al. and Gleeson et

al. to include sending at most one copy of the second packet to each line card that includes an interface associated with one of the outgoing VLANs disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

Regarding claim 29, Kalkunte et al., Gallo et al. and Gleeson et al. do not teach specifically the method further comprising: not sending any copy of the packet via an uplink interface comprised in an uplink interface bundle.

However, Ellis et al. teach the method comprising not sending any copy of the packet via an uplink interface comprised in a uplink interface bundle (see Fig.8 and page 10, para [0109] wherein sending of multicast packet by fabric 811 to ports on LC 806 which is equivalent to sending to downlink interface ports and not sending multicast packet by fabric 811 to ports of LCs 802-804 which is equivalent to uplink interface coupled to a virtual network device bundle are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al., Gallo et al. and Gleeson et al. to include not sending any copy of the second packet via an uplink interface coupled to a virtual network device bundle disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

18. Claim 33 is rejected under 35 U.S.C. 103(a) as being unpatentable over Kalkunte et al. (US Pub No: 2003/0198231 A1) in view of Gallo et al. (US Patent No: 6,760,776 B1) and further in view of Ellis et al. (US Pub. No: 2002/0126671 A1).

Regarding claim 33, Kalkunte et al. and Gallo et al. do not teach specifically the method wherein the packet is only sent from the interface if the interface is not comprised in an uplink interface bundle.

However, Ellis et al. teach the method wherein the packet is only sent from the interface if the interface is not comprised in a uplink interface bundle (see Fig.8 and page 10, para [0109] wherein sending of multicast packet by fabric 811 to ports on LC 806 which is equivalent to sending to downlink interface ports and not sending multicast packet by fabric 811 to ports of LCs 802-804 which is equivalent to uplink interface bundle are mentioned).

Therefore, it would have been obvious to one of ordinary skills in the art at the time of the invention to modify the method of Kalkunte et al. and Gallo et al. to include sending the packet via an interface only if the interface is not comprised in a uplink interface bundle disclosed by Ellis et al. for proper load balancing and faster transmission of multicast packet in the network.

Conclusion

19. Any response to this office action should be faxed to (571) 273-8300 or mailed

To:

Commissioner for Patents,
P.O. Box 1450

Art Unit: 2619

Alexandria, VA 22313-1450

Hand-delivered responses should be brought to

Customer Service Window

Randolph Building

401 Dulany Street

Alexandria, VA 22314.

20. Any inquiry concerning this communication or earlier communications from the examiner should be directed to SRINIVASA R. REDDIVALAM whose telephone number is (571)270-3524. The examiner can normally be reached on Mon-Fri 9:30 AM - 7 PM (1st Friday OFF).


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chirag Shah can be reached on 571-272-3144. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Art Unit: 2619

S Reddivalam

02/17/2008


CHIRAG G. SHAH
PRIMARY PATENT EXAMINER